



#6/88

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK  
OFFICE PATENT OPERATIONS

Art Unit: 1623 Examiner: Unknown

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Applicants: Nico RACZEK

MAY 20 2002

Application No. 10/057,107

TECH CENTER 1600/2900

Filed: January 25, 2002

Title: **"Sorbic acid product comprising probiotics as addition to feedstuffs in agricultural livestock rearing"**Honorable Commissioner for Patents  
Washington, DC 20231Charlotte, North Carolina  
May 7, 2002

Dear Sir:

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Pursuant to 37 CFR §§ 1.56 and 1.97 *et seq.*, Applicant hereby submits the attached Form PTO/SB/08A and the references listed thereon. The references were cited during prosecution of the corresponding German application of the above-identified patent application filed January 25, 2002

Applicant respectfully requests that each reference be reviewed and made of reference in the instant application.

Respectfully submitted,

Klaus Schweitzer  
See attached Limited Liability Recognition Form  
ProPat, L.L.C.  
2912 Crosby Road  
Charlotte, North Carolina 28211-2815  
Telephone (704) 365-4881

Attorney's Docket No. 01/018 NUT

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PTO-58-21 (06-00)

Approved for use through 10/31/2002, GPO:2001-09-06  
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## TRANSMITTAL FORM

(To be used for all correspondence after initial filing)

	Application Number	10/057,107	
	Filing Date	Jan. 25, 2002	
	First Named Inventor	Nico Raczek	
	Group Art Unit	1623	
	Examiner Name	unknown	
Total Number of Pages in This Submission		Attorney Docket Number	01/018 NUT

### ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

Remarks

Return Receipt post card  
Limited Recognition form

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Print or Individual name	Klaus Schweitzer, ProPat LLC	
Signature	<i>K. Schweitzer</i>	
Date	May 7, 2002	

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class  
mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: *5-7-02*

Typed or printed name	Claire N. Wygand		
Signature	<i>Claire N. Wygand</i>	Date	May 7, 2002

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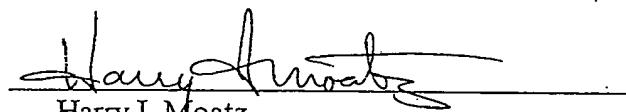
BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE  
UNITED STATES PATENT AND TRADEMARK OFFICE

LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)

Klaus Schweitzer is hereby given limited recognition under 37 CFR § 10.9(b) as an employee of ProPat, L.L.C. to prepare and prosecute U.S. patent applications wherein the applicant is the client of ProPat, L.L.C., and the attorney of record in the applications is Mr. Gregory Clements (Reg. No. 30713). This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Klaus Schweitzer ceases to lawfully reside in the United States, (ii) Klaus Schweitzer's employment with ProPat, L.L.C. ceases or is terminated, or (iii) Klaus Schweitzer ceases to remain or reside in the United States on an E2 visa.

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

Expires: December 5, 2002



Harry I. Moatz  
Director of Enrollment and Discipline

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MAY 15 2002

INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

Complete if Known

		Application Number	10/057,107
		Filing Date	January 25, 2002
		First Named Inventor	Nico N. RACZEK
		Group Art Unit	1623
		Examiner Name	Unknown
Sheet	1	Of	1
		Attorney Docket Number	01/018 NUT

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MAY 20 2002

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## U.S. PATENT DOCUMENTS

Examiner Initials'	Cite No.	U. S. Patent Number	Kind Code	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear

## FOREIGN PATENT DOCUMENTS

Examiner Initials'	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T2
		Office	Number	Kind Code				
		DE	196 08 263 = AU 712872	B2	Kasler et al.	09/22/1997		
		DE	37 24 964 = US 4,743,454	C2	Tomes	02/11/1988		
Examiner Signature				DATE CONSIDERED				

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PTO/SB/08B				Complete if Known		
Substitute for Form 1449A/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				Application Number	10/057,107	
				Filing Date	January 25, 2002	
				First Named Inventor	Nico N. RACZEK	
				Group Art Unit	1623	
				Examiner Name		
Sheet	1	Of	1	Attorney Number	Docket	01/018 NUT

**OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS**

Examiner Initials'	Cite No.	Include name of the author (in CAPITAL LETTERS), Title of the Article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume-issue number(s), publisher, city and/or country where published	T2
		A. KERMAUNER et al. “Influence of probiotic addition in different feed mixtures on gastrointestinal tract development and dressing percentage of rabbits” KRMIVA Bd. 38, Vol. 2, 1996, pp 87-94	X
		G. PAHLOW MILCHPRAXIS “Biologische Silermittel: aktueller Stand und Entwicklungsaussichten” Bd. 38, Vol. 1, 2000, pp 30-34	
		S.C. KYRIAKIS et al. “The effect of probiotic LSP 122 on the control of post-weaning diarrhoea syndrome of piglets” RESEARCH IN VETERINARY SCIENCE Bd. 67, Vol. 3, 1999, pp 223-228	X
		M. KIRCHGEßNER et al. “Zur nutritiven Wirkung von Sorbinsäure in der Ferkelaufzucht” JOURNAL OF ANIMAL PHYSIOLOGY AND ANIMAL NUTRITION Bd. 74, Vol. 4-5, 1995, pp 235-242	
		W. HACKL et al. “Ferkelaufzucht ohne Antibiotika” ARCHIV FUER TIERZUCHT Bd. 43, N. Sonderheft, 2000, pp 124-130	
EXAMINER		DATE CONSIDERED	

EXAMINER: Initial citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.